

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

PHIL F. BENAVIDEZ,

Plaintiff,

v.

No. 20-cv-0278 SMV

**KILOLO KIJAKAZI,¹
Acting Commissioner of the
Social Security Administration,**

Defendant.

JUDGMENT

Having granted Plaintiff's Motion to Reverse and Remand for a Rehearing [Doc. 31], in a Memorandum Opinion and Order entered concurrently herewith,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that judgment is entered in favor of Plaintiff.

IT IS SO ORDERED.



**STEPHAN M. VIDMAR
United States Magistrate Judge
Presiding by Consent**

¹ Kilolo Kijakazi is the current Acting Commissioner of Social Security. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Kilolo Kijakazi should be substituted for former Commissioner Andrew Saul as the Defendant in this suit. No further action needs to be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g) (2012).